

**Special Magistrate Code Enforcement Minutes
September 1, 2009**

The one hundred and sixth regularly scheduled meeting of the Special Magistrate was held on September 1, 2009, in the City Hall Commission Chamber. The meeting began at 2:00 p.m., with the Special Magistrate noting that the Minutes of the August 4, 2009 meeting had been read and approved.

Present: Archie O. Lowry, Jr., Special Magistrate and Cindy Jones, Recording Secretary and Suzanne M. Palmer, respondent were present along with two witnesses.

Cindy Jones was sworn in as a representative of the City by the Special Magistrate.

SM-010-09 Suzanne M. Palmer, 618 Lee Street. Cindy Jones introduced the file involving trash and debris, extremely overgrown vegetation, and three unsafe, abandoned structures (single-family residence, a gazebo and shed). Suzanne Palmer was present and sworn in. Ms. Palmer agreed that the property was in deplorable condition. She advised the Special Magistrate that she was trying to take care of two residences, care for her elderly mother and was a single parent. She stated that she was just overwhelmed.

Ms. Palmer stated that she has had the property mowed and was in the process of cleaning it, but had not contacted the Building Services Department to let them know of her actions.

Mrs. Freeman, 627 Powell Street and Beverly Douglas, owner of 627 Powell Street were present and sworn in. The ladies offered testimony relative to the dilapidated fence, overgrown vegetation, snakes and rodents.

Cindy Jones asked that pictures marked Exhibits 4, 5, 8, 13 & 15 be admitted into evidence. The Special Magistrate granted the request.

An issue remains of mandatory demolition of the structures, but at this moment the Special Magistrate was most concerned with the cleaning of the property and house.

Order of Enforcement: Respondent shall pay a repeat violation fine of \$250.00. Respondent shall also pay a fine of \$50.00 per day commencing on September 1, 2009 for each day that the property remains in non-compliance with City codes. Said fine shall run concurrent with the \$25.00 per day fine assessed under SM-036-07.

Respondent shall contact the Building Services Department at 352/330-1330 extensions 119 or 120 to advise that the property has been brought into compliance and request an inspection to verify same.

Respondents shall pay costs associated with the file in the amount of \$197.15 to the City of Wildwood, Building Services Department, 100 North Main Street, Wildwood, FL 34785, within thirty (30) days of the date of this Order.

This case shall come back for hearing at the next meeting scheduled for October 6, 2009.

With no further business to discuss, the meeting was adjourned at 2:24 p.m.

CITY OF WILDWOOD SPECIAL MAGISTRATE

Archie O. Lowry, Jr.